

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an Envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C., 20231, *on 22*

Date: 10/28/94

By: Charles R. Sholtz

RECEIVED

NCV 02 1994

DOCKET NO. 8600-0146

6370

1994 IN THE UNITED STATES PATENT AND TRADEMARK OFFICE, APPLICATION NUMBER 406

IN REPLICATING OF

C.H. Contag, et al.

EXAMINER: Unknown

SERIAL No. 08/270,631

ART. UNIT: Unknown

FILED: July 1, 1994

FOR: Non-Invasive Localization of
a Light-Emitting Conjugate
in a Mammal

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING OR
BEFORE MAILING OF FIRST OFFICE ACTION

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

IDENTIFICATION OF TIME OF FILING THE
ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

The Information Disclosure Statement transmitted herewith is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last [37 CFR 1.97(b)].

However, should the Commissioner determine that fees are due in order for the Information Disclosure Statement to be considered at this stage, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 04-0531. This Statement is submitted in duplicate.

The references listed on the enclosed Form PTO-1449 (Modified) may be material to the examination of the above-identified application. Copies of the information and completed PTO-1449

form are submitted herewith. The Examiner is requested to make these references of official record in the application.

This Information Disclosure Statement under 37 CFR 1.97 is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

Accordingly, it is requested that the Examiner consider the within Disclosure Statement and cited art.

Respectfully submitted,



Charles K. Sholtz
Registration No. P36,615

Date: Oct 28, 1994

Correspondence Address:

Dehlinger & Associates
P.O. Box 60850
Palo Alto, CA 94306
Tel: (415) 324-0880